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OFFICE OF PETITIONS

In re Application of :
Stanley D. Arasmith :
Application No. 10/650,118 :
Filed: August 26, 2003 :
Attorney Docket No. 043505-262883 :

ON PETITION

This is a decision on the petition submitted on November 6, 2004, requesting that the above-identified application be accorded a filing date of August 26, 2003, instead of the present filing date of September 21, 2004.

As previously stated in the Notice to File Missing Parts of Nonprovisional Application - Filing Date Granted (Notice) of September 1, 2004, the above-identified application had been accorded a filing date of August 26, 2003. The record supports applicant's assertion that the United States Patent and Trademark Office erroneously changed the application filing date to September 21, 2004, the date of applicant's response to the Notice. The Office sincerely apologizes for the error.

Accordingly, the petition is granted.

The \$130.00 petition fee, submitted November 6, 2004, will be refunded to deposit account no. 16-0605.

The application is being forwarded to the Office of Initial Patent Examination for correction of the filing date to August 26, 2003, and the mailing of a corrected filing receipt. Thereafter, the application will be forwarded to Technology Center 3700 for examination *in due course*.

Telephone inquiries concerning this matter may be directed to the undersigned at (571)272-3228.

Edward J. Tannouse
Petitions Attorney
Office of Petitions
United States Patent and Trademark Office

UNITED STATES PATENT & TRADEMARK OFFICE
Washington, D.C. 20231

REQUEST FOR PATENT FEE REFUND

1 Date of Request: 2/2/05

2 Serial/Patent # 10/650,118

3 Please refund the following fee(s):

4 PAPER
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5 DATE
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6 AMOUNT

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10 REASON:

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PTO error

11 REFUND REQUESTED BY:

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